

RECEIVED SEP 02 2011

2011-B-0893



500 Water Street - J200  
Jacksonville, FL 32202  
Phone: (904) 279-3823  
FAX: (904) 279-3902  
E-Mail: Jo\_Burroughs@csx.com

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SEP 15 2011

USFWS KYFO

Jo Ann Burroughs  
Manager Network Services

August 29, 2011

No significant adverse impacts to wetlands  
or federally listed endangered or threatened  
species are anticipated from this proposal.

*Virgil L. Lindsey* 9/29/11  
Field Supervisor Date  
U. S. Fish and Wildlife Service  
Frankfort, KY 40601

U.S. Fish and Wildlife Service  
Southeast Region 4  
1875 Century Blvd. Suite 400  
Atlanta, GA 30345

Dear Sir/Madam:

Please be advised that The Carrollton Railroad Company is considering an abandonment and CSX Transportation, Inc. is proposing a discontinuance of service of a portion of its rail from Railroad Milepost OCR 6.72 to Railroad Milepost OCR 7.51, a distance of approximately 0.8 mile in Carrollton, Carroll County, Kentucky, as depicted on the attached map. The Carrollton Railroad Company is a wholly-owned subsidiary of CSXT.

The purpose of the proposed action is to abandon, discontinue service and downgrade the track to industry lead track and subsequently lease a segment of the Line to a commercial customer.

This action requires Surface Transportation Board approval and Federal Regulations 49 C.F.R. 1105.7(c) require that advance notice be given to afford your agency a reasonable opportunity to provide meaningful input.

- (i) Based on consultation with the U. S. Fish and Wildlife Service state whether the proposed action is likely to adversely affect endangered or threatened species or areas designated as a critical habitat, and if so, describe the effects.
- (ii) State whether wildlife sanctuaries or refuges, National or State parks or forests will be affected, and describe any effects.

The removal or repair of CSXT's rail material will be accomplished by use of the right of way for access, along with existing public and private crossings, and no new access roads are contemplated. CSXT does not intend to disturb any of the underlying roadbeds and do not anticipate any dredging or use of fill in the removal of the track material. The crossties and/or other debris will be transported away from the rail line and will not be discarded along the right of way, nor be placed or left in streams or wetlands, or along the banks of such waterways. During track removal, appropriate measures will be implemented to prevent or control spills from fuels, lubricants or any other materials from entering any watercourses.

SCANNED



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**Jo Ann Burroughs**  
**Manager Network Services**

Based upon the above described actions, CSXT would appreciate your concurrence in its position that there would be no adverse impact to any federally-listed endangered or threatened species, critical habitats, wildlife sanctuaries or refuges, National or State parks, or forests.

As further information, CSXT will provide a preliminary environmental report in the coming weeks which will outline the scope of the proposed salvage activity (as stated above) and include any comments received from your office.

Further enclosed, please find a distribution list of all parties that have been copied of the proposed action.

Jo Ann Burroughs

A handwritten signature in black ink, appearing to read 'Jo Ann Burroughs', with a stylized flourish at the end.

Attachment



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Manager Network Services

### CSXT Environmental Report Response Form

STB Docket Numbers AB 145 (Sub-No. 1X) and AB 55 (Sub-No. 715X)

Notice of Exemption from Milepost OCR 6.72 to Railroad Milepost OCR 7.51, a distance of approximately 0.8 mile in Carrollton, Carroll County, Kentucky.

Agency response (check one):

☒ No Environmental Impact

☐ Environmental Impact as follows (or attached):

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Date:

9/21/11

Signature:

Name:

Larry C. Taylor

Title:

Environmental Scientist

Department for Environmental Protection

## Burroughs, Joann

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**From:** Simon Monroe [Simon.Monroe@noaa.gov]  
**Sent:** Friday, September 16, 2011 4:13 PM  
**To:** Burroughs, Joann  
**Cc:** Surface Transportation Board; Surveyorlady@yahoo.com; Gilbert Mitchell; Simon Monroe  
**Subject:** [NGS Response, STB Docket AB-55 (SUB NO. 715X)]

Thank you for sharing your railroad abandonment environmental report for  
CARROLLTON, Carroll County, KENTUCKY.

Approximately 00 geodetic survey marks may be located in the area described.  
If marks will be disturbed by the abandonment, [THE RAILROAD] shall  
consult with the National Geodetic Survey (NGS) at least 90 days prior to  
beginning salvage activities that will disturb, or destroy any geodetic station  
marks are described on the attached file. Additional advice is provided at  
<http://geodesy.noaa.gov/marks/railroads/>

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No Stations Found.



**DEPARTMENT OF THE ARMY**  
U.S. ARMY ENGINEER DISTRICT, LOUISVILLE  
CORPS OF ENGINEERS  
P.O. BOX 59  
LOUISVILLE KY 40201-0059  
FAX: (502) 315-6677  
<http://www.lrl.usace.army.mil/>

September 14, 2011

Operations Division  
Regulatory Branch (South)  
ID No. LRL-2011-722-pjl

Ms. Jo Ann Burroughs  
CSX Transportation, Incorporated  
500 Water Street - J200  
Jacksonville, Florida 32202

Dear Ms. Burroughs:

This is in regard to your letter of August 29, 2011 on behalf of the Carrollton Railroad Company, concerning a proposal to remove or repair a section of track from Railroad Milepost OCR 6.72 to Railroad Milepost OCR7.51 in Carrollton, Carroll County, Kentucky. The proposed work would involve removal of the metal track, railroad ties, and the upper layer of ballast material.

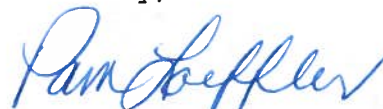
Based on the information provided by you, it does not appear that a Department of the Army permit will be needed since the project referenced above does not involve a discharge of dredged or fill material into any "waters of the United States (U.S.)." "Waters of the U.S." include all waters which are currently used, were used in the past, or may be susceptible to use in interstate or foreign commerce.

If the project would necessitate the discharge of dredged or fill material into "waters of the U.S.," including wetlands, plans should be submitted for our review.

Our comments on this project are limited to only those effects which may fall within our area of jurisdiction and thus does not obviate the need to obtain other permits from state or local agencies. Lack of comments on other environmental aspects should not be construed as either concurrence or nonconcurrence with stated environmental effects.

If we can be of any further assistance, please contact us by writing to the above address, ATTN: CELRL-OP-FS, or call me at (502) 315-6693. Any correspondence on this matter should refer to our ID Number LRL-2011-722-pjl.

Sincerely,



Pam Loeffler  
Regulatory Specialist  
Regulatory Branch

Copy furnished:

Ms. Sandra Gruzesky, Director  
Kentucky Energy & Environment Cabinet  
Division of Water  
200 Fair Oaks, 4th Floor  
Frankfort, KY 40601